

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 13947, of 1931 17th Street, N.W. Cooperative, pursuant to Paragraph 8207.11 of the Zoning Regulations, for a variance from the use provisions (Sub-section 3105.3) to use the ground and first floors of the subject premises for professional offices in an R-5-B District at premises 1931 17th Street, N.W., (Square 176, Lot 59).

HEARING DATE: April 13, 1983

DECISION DATE: April 13, 1983 (Bench Decision)

ORDER

The application was scheduled for the public hearing of April 13, 1983. The application was called as a preliminary matter at that public hearing since the applicant had failed to comply with Section 302.3(c) of the Supplemental Rules of Practice and Procedure before the Board of Zoning Adjustment. The applicant failed to submit an affidavit evidencing that the property had been posted in accordance with Section 302.3 of the Rules.

The application was called several times at the public hearing of April 13, 1983. There was no response by the applicant. The Board had received no communication from the applicant that it would not appear at the scheduled public hearing. The record evidences that the applicant was properly notified of the public hearing date by letter dated March 3, 1983.

A representative of the Dupont Circle Citizens Association requested that the Board deny the application in order to prevent its refiling for a period of one year.

The owner of a nearby property, Mrs. Algetha Quander, appeared in support of the application and opposed the dismissal or denial of the application.


The Board concludes that the applicant was properly notified of the scheduled public hearing. The Board further concludes that no evidence has been presented upon which to base a determination on the merits of the application. Upon consideration of the foregoing facts, it is hereby ORDERED that the application is DISMISSED.

VOTE: 4-0 (Walter B. Lewis, Carrie L. Thornhill, William F. McIntosh and Charles R. Norris to DISMISS;

Douglas J. Patton not present, not voting).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:

  
STEVEN E. SHER  
Executive Director

FINAL DATE OF ORDER: \_\_\_\_\_

MAY 23 1983

UNDER SUB-SECTION 8204.3 OF THE ZONING REGULATIONS, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

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